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Paper No. 10

EDMUND S LEE III
104 FIELDSTONE DRIVE
TERRACE PARK OH 45174

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OFFICE OF PETITIONS

In re Application of :
Donald C. Anderson :
Application No. 10/611,303 : DECISION ON PETITION
Filed: October 20, 2003 :
Title: MALODOR CONTROL SYSTEMS FOR :
TOILETS :

This is a decision on the paper titled "Petition for Filing Date", filed October 20, 2003 (Certificate of Mailing dated October 14, 2003), which is being treated as a petition under 37 CFR 1.182, requesting, in effect, that the above-identified application be accorded a filing date of October 20, 2003, the submission date of the omitted drawing figures 12 and 13.

Application papers in the above-identified application were filed on July 2, 2003. However, on September 29, 2003, the Initial Patent Examination Division mailed applicant a "Notice of Omitted Items in a Nonprovisional Application." Applicant was notified that the application papers had been accorded a filing date; however, Figures 12 and 13 of the drawings appeared to have been omitted.

In response, applicant timely filed the instant petition. Applicant has admitted that Figures 12 and 13 were omitted from the originally submitted application, and has requested that the application be accorded a filing date as of the filing date of the petition. A replacement Figure 12 and 13 of the drawings accompanied the petition, together with a supplemental oath or declaration.

Accordingly, the petition is GRANTED.

The application is being forwarded to the Office of Initial Patent Examination (OIPE) for further processing with a new filing date of October 20, 2003, using the application papers received in the Office on July 2, 2003, and the missing figures of drawings, Figures 12 and 13, submitted on petition filed October 20, 2003. Applicant will receive appropriate notifications regarding the fees owed, if any, and other information in due course from OIPE.

Telephone inquiries related to this decision should be directed to the undersigned at 703-305-0272.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions